

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

App. No.: 10/673,118

) Confirmation No.: 9237

) Applicant: Flockhart et al.

) TC/A.U.: 2195

) Filed: September 26, 2003

) Examiner: Wai, Eric Charles

) Docket No.: 4366-106

) **AMENDMENT AND RESPONSE**

) *Filed Electronically*

) For: "METHOD AND APPARATUS FOR
) LOAD BALANCING WORK ON A
) NETWORK OF SERVERS BASED ON
) THE PROBABILITY OF BEING
) SERVICED WITHIN A SERVICE TIME
) GOAL."

CERTIFICATE OF TRANSMISSION

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS
BEING TRANSMITTED VIA EFS-WEB PURSUANT TO 37
CFR §1.6(a)(4) ON

08/24/09
SHERIDAN ROSS P.C.

BY: *Julia Sheridan*

Mail Stop: Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants submit this Amendment and Response to address the non-final Office Action having a mailing date of June 25, 2009. While Applicants believe that no fees are due with the filing of this Amendment and Response, the undersigned hereby authorizes the charge of any additional fees deemed necessary to Deposit Account No. 19-1970.

Please amend the above-identified patent application as follows:

Amendments to the Claims are shown in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 8 of this paper.